

Hale Lane Peek Dennison and Howard  
3930 Howard Hughes Parkway, Fourth Floor  
Las Vegas, Nevada 89169

1 J. Stephen Peek, Esq., NV. Bar No. 1758  
2 Elissa F. Cadish, Esq., NV Bar No. 4273  
3 Scott D. Fleming, Esq., NV Bar No. 5638  
Matthew J. Kreutzer, Esq., NV Bar No. 8834  
Hale Lane Peek Dennison and Howard  
3930 Howard Hughes Parkway, Fourth Floor  
4 Las Vegas, Nevada 89169  
Telephone: (702) 222-2500  
5 Facsimile: (702) 365-6940  
Email: mkreutzer@halelane.com  
6  
7 Attorneys for Rolland P. Weddell  
And Spectrum Financial Group

ELECTRONICALLY FILED January 10, 2007

8 **UNITED STATES BANKRUPTCY COURT**

9 **DISTRICT OF NEVADA**

10 In re:

11 USA COMMERCIAL MORTGAGE COMPANY  
Debtor.

Bankruptcy No. BK-S-06-10725-LBR

12 In re:

13 USA CAPITAL REALTY ADVISORS, LLC  
Debtor.

Bankruptcy No. BK-S-06-10726-LBR

Bankruptcy No. BK-S-06-10727-LBR

Bankruptcy No. BK-S-06-10728-LBR

Bankruptcy No. BK-S-06-10729-LBR

15 In re:

16 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC  
Debtor.

(Jointly Administered)  
Chapter 11

17 In re:

18 USA CAPITAL FIRST TRUST DEED FUND, LLC  
Debtor.

**ROLLAND P. WEDDELL'S  
RESPONSE TO USA COMMERCIAL  
GROUP'S OBJECTION TO HIS  
PROOF OF CLAIM**

20 In re:

21 USA SECURITIES, LLC  
Debtor.

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23  
24 Roland P. Weddell ("Weddell") hereby responds, pursuant to LR 3007(b), to the Objection by  
25 debtor USA Commercial Company ("USA") to Weddell's Proof of Claim in this matter.  
26 / / /  
27 / / /  
28

1 As provided in LR 3007, Weddell has provided to USA written documentation in support of its  
2 Proof of Claim. Specifically, on January 10, 2007, Weddell forwarded to USA his Declaration in  
3 Support of his Proof of Claim (the "Declaration"). Weddell's Declaration sets forth the factual basis  
4 of his Proof of Claim, and attaches five exhibits as further documentation. Specifically, Weddell  
5 attached to his declaration: (1) a Debt Restructuring Agreement, dated April 20, 2000, between USA,  
6 Spectrum Financial Group, LLC ("Spectrum"), Weddell, Housing Partners, Principle Centered, Inc.,  
7 American Communities, Inc., Robert Porter and Cheryl Porter; (2) an Order from the Bankruptcy  
8 Court authorizing Spectrum to purchase the claims of Principle Centered, Inc. and its subsidiaries  
9 against USA; (3) pro forma profit projections of PCI and its subsidiaries, demonstrating the lost profits  
10 suffered by those entities due to the actions of USA and others; (4) a note evidencing the money lent  
11 by Weddell to PCI and its subsidiaries as part of the Debt Restructuring Agreement and based on the  
12 fraudulent and wrongful actions of USA and others; and (5) an accounting ledger evidencing the total  
13 amount of \$2,907,932.51 loaned by Weddell to PCI and its subsidiaries as part of the Debt  
14 Restructuring Agreement and based on the fraudulent and wrongful actions of USA and others.

15 A copy of Weddell's Declaration has been filed concurrently herewith.

16 Pursuant to LR 3007(b), Weddell respectfully requests a trial on the merits of his Proof of  
17 Claim filed in this matter. Weddell expects that, after he has had the opportunity to take discovery  
18 regarding his Proof of Claim, he will supplement his filing with additional documentation. Weddell  
19 will use any such additional documentation, as well as the documents enclosed with his Declaration, at  
20 the evidentiary hearing or trial on his Proof of Claim.

21 DATED this 10<sup>th</sup> day of January, 2007.

22 /s/ Matthew J. Kreutzer

23 J. Stephen Peek, Esq.

24 Elissa F. Cadish, Esq.

25 Scott D. Fleming, Esq.

26 Matthew J. Kreutzer, Esq.

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28  
29 Attorneys for Rolland P. Weddell  
30 And Spectrum Financial Group

**CERTIFICATE OF MAILING**

I certify that on the 10th day of January, 2006, I served a copy of the **ROLLAND P. WEDDELL'S RESPONSE TO USA COMMERCIAL GROUP'S OBJECTION TO HIS PROOF OF CLAIM** by depositing a copy of the same in a sealed envelope in the United States mail, Reno, Nevada, first-class postage fully prepaid, or by electronic notification and addressed to the persons as follows: See attached list.

### **Electronic notice to:**

- MICHELLE L. ABRAMS mabrams@mabramslaw.com
  - FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com
  - NANCY L ALLF nallf@parsonsbehle.com, klawrence@parsonsbehle.com; tthomas@parsonsbehle.com; ecf@parsonsbehle.com
  - FRANK A. ANDERSON anderson.frank@pbgc.gov, efile@pbgc.gov
  - OGONNA M. ATAMOH oatamoh@nevadafirm.com, bkecf@nevadafirm.com; paltstatt@nevadafirm.com; sliberio@nevadafirm.com
  - KERIANN M ATENCIO ATENCIOK@GTLAW.COM
  - BMC GROUP, INC. evrato@bmccgroup.com, ecf@bmccgroup.com; jmiller@bmccgroup.com; jbartlett@bmccgroup.com
  - GEORGANNE W. BRADLEY georganne.bradley@bullivant.com, mary.opatrny@bullivant.com
  - KELLY J. BRINKMAN kbrinkman@goldpatterson.com
  - THOMAS R BROOKSBANK tom@tombrooksbank.com, renee@tombrooksbank.com
  - ANDREW M. BRUMBY abrumby@shutts-law.com, rhicks@shutts-law.com; lmackson@shutts-law.com
  - LOUIS M. BUBALA lbubala@jonesvargas.com, tbw@jonesvargas.com; bjlingenfelter@jonesvargas.com
  - MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com
  - CANDACE C CARLYON ltreadway@sheacarlyon.com, ccarlyon@sheacarlyon.com; bankruptcyfilings@sheacarlyon.com; rmsmith@sheacarlyon.com

Hale Lane Peek Dennison and Howard  
3930 Howard Hughes Parkway, Fourth Floor  
Las Vegas, Nevada 89169

- 1     • ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com
- 2     • MICHAEL W. CHEN yvette@ccfirm.com
- 3     • KEVIN B. CHRISTENSEN kbchrislaw@aol.com
- 4     • JANET L. CHUBB tbw@jonesvargas.com
- 5     • JEFFREY A. COGAN jeffrey@jeffreycogan.com, sarah@jeffreycogan.com
- 6     • WILLIAM D COPE cope\_guerra@yahoo.com
- 7     • CICI CUNNINGHAM bankruptcy@rocgd.com
- 8     • GEORGE DAVIS george.davis@weil.com
- 9     • LAUREL E. DAVIS bklsclov@lionelsawyer.com, ldavis@lionelsawyer.com; gbagley@lionelsawyer.com; ldavisesq@aol.com
- 10    • DEBT ACQUISITION COMPANY OF AMERICA V, LLC (tf) tfette@daca4.com
- 11    • THOMAS H. FELL BANKRUPTCYNOTICES@GORDONSILVER.COM
- 12    • SCOTT D. FLEMING sfleming@halelane.com,  
13       dbergsing@halelane.com,ecfvegas@halelane.com
- 14    • GREGORY E GARMAN bankruptcynotices@gordonsilver.com
- 15    • WADE B. GOCHNOUR wgochnour@hwmlvlaw.com, donnat@hwmlvlaw.com
- 16    • CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov, Darlene.Ruckard@usdoj.gov;  
17       Eunice.Jones@usdoj.gov; Sue.Knight@usdoj.gov
- 18    • GERALD M GORDON bankruptcynotices@gordonsilver.com
- 19    • R. VAUGHN GOURLEY vgourley@lvcm.com
- 20    • TALITHA B. GRAY bankruptcynotices@gordonsilver.com
- 21    • JAMES D. GREENE bknotice@schrecklaw.com
- 22    • MARJORIE A. GUYMON bankruptcy@goldguylaw.com, ddias@goldguylaw.com
- 23    • JEFFREY R. HALL jhall@sheacarlyon.com, bankruptcyfilings@sheacarlyon.com;  
24       aboehmer@sheacarlyon.com; ltreadway@sheacarlyon.com; rmsmith@sheacarlyon.com
- 25    • XANNA R. HARDMAN xanna.hardman@gmail.com
- 26    • STEPHEN R HARRIS noticesbh&p@renolaw.biz
- 27    • JEFFREY L HARTMAN notices@bankruptcyreno.com

Hale Lane Peek Dennison and Howard  
3930 Howard Hughes Parkway, Fourth Floor  
Las Vegas, Nevada 89169

- 1     • BRIGID M. HIGGINS   bankruptcynotices@gordonsilver.com
- 2     • JOHN HINDERAKER   JHindera@LRL.com
- 3     • RICHARD F. HOLLEY   rholley@nevadafirm.com, paltstatt@nevadafirm.com;
- 4                 vnelson@nevadafirm.com; sliberio@nevadafirm.com; bkecf@nevadafirm.com
- 5     • RANDOLPH L. HOWARD   rhoward@klnevada.com, ckishi@klnevada.com;
- 6                 bankruptcy@klnevada.com
- 7     • DAVID W. HUSTON   dwh@hustonlaw.net, swaits@hustonlaw.net
- 8     • CHRISTOPHER D JAIME   cjaime@waltherkey.com, kbernhar@waltherkey.com
- 9     • EVAN L. JAMES   ejameslv@earthlink.net, kbchrislaw@aol.com
- 10    • ANNETTE W JARVIS   ajarvis@rqn.com
- 11    • TY E. KEHOE   TyKehoeLaw@aol.com
- 12    • ROBERT R. KINAS   rkinas@swlaw.com, jlustig@swlaw.com; jmath@swlaw.com;
- 13                 imccord@swlaw.com
- 14    • DEAN T. KIRBY   dkirby@kirbymac.com, jhebert@kirbymac.com;
- 15                 lackerman@kirbymac.com
- 16    • ZACHARIAH LARSON   ecf@lslawnv.com
- 17    • JOHN J. LAXAGUE   jlaxague@caneclark.com
- 18    • GEORGE C LAZAR   glazar@foxjohns.com, gclazar@sbcglobal.net
- 19    • NILE LEATHAM   nleatham@klnevada.com, ckishi@klnevada.com;
- 20                 bankruptcy@klnevada.com
- 21    • ROBERT C. LEPOME   rlepome@cox.net, smstanton@cox.net
- 22    • ANNE M. LORADITCH   ecffilings@beckleylaw.com, aloraditch@beckleylaw.com;
- 23                 pkois@beckleylaw.com
- 24    • PATRICIA A. MARR   jjllaw@leelaw.lvcoxmail.com, lvlaw03@yahoo.com;
- 25                 mark@leelaw.lvcoxmail.com
- 26    • JAMES C. MCCARROLL   , dturetsky@reedsmit.com; aleonard@reedsmit.com
- 27    • REGINA M. MCCONNELL   rmcconnell@kssattorneys.com
- 28    • WILLIAM L. MCGIMSEY   lawoffices601@lvcoxmail.com

- 1     • RICHARD MCKNIGHT mcknightlaw@cox.net, gkopang@lawlasvegas.com;  
2                         cburke@lawlasvegas.com
- 3     • JEANETTE E. MCPHERSON bkfilings@s-mlaw.com
- 4     • SHAWN W MILLER bankruptcyfilings@sheacarlyon.com, smiller@sheacarlyon.com;  
5                         aboehmer@sheacarlyon.com; ltreadway@sheacarlyon.com; rsmith@sheacarlyon.com
- 6     • DAVID MINCIN mcknightlaw@cox.net, gkopang@lawlasvegas.com;  
7                         dmincin@lawlasvegas.com, cburke@lawlasvegas.com
- 8     • JOHN F MURTHA jmurtha@woodburnandwedge.com
- 9     • ERVEN T. NELSON erv@rlbolick.com, susan@rlbolick.com
- 10    • VICTORIA L NELSON bkecf@nevadafirm.com, vnelson@nevadafirm.com;  
11                         paltstatt@nevadafirm.com; rholley@nevadafirm.com; sliberio@nevadafirm.com
- 12    • BOB L. OLSON ecffilings@beckleylaw.com, bolson@beckleylaw.com;  
13                         dgriffis@beckleylaw.com
- 14    • DONNA M. OSBORN ebaker@marquisaurbach.com, dosborn@marquisaurbach.com;  
15                         tszostek@marquisaurbach.com; kgallegos@MarquisAurbach.com
- 16    • ANDREW M. PARLEN aparlen@stutman.com
- 17    • DONALD T. POLEDNAK sandplegal@yahoo.com, spbankruptcy@yahoo.com
- 18    • PAUL C RAY info@johnpeterlee.com
- 19    • CHRISTINE A ROBERTS bankruptcy@rocgd.com
- 20    • SUSAN WILLIAMS SCANN sscann@deanerlaw.com, palexander@deanerlaw.com
- 21    • LENARD E. SCHWARTZER bkfilings@s-mlaw.com
- 22    • JAMES PATRICK SHEA bankruptcyfilings@sheacarlyon.com,  
23                         ltreadway@sheacarlyon.com; rmsmith@sheacarlyon.com; aboehmer@sheacarlyon.com
- 24    • SHLOMO S. SHERMAN ssherman@sheacarlyon.com, aboehmer@sheacarlyon.com;  
25                         bankruptcyfilings@sheacarlyon.com; ltreadway@sheacarlyon.com;  
26                         rmsmith@sheacarlyon.com
- 27    • AMBRISH S. SIDHU ecf@lslawnv.com
- 28    • JEFFREY G. SLOANE gjklepel@yahoo.com, rmcconnell@kssattorneys.com

Hale Lane Peek Dennison and Howard  
3930 Howard Hughes Parkway, Fourth Floor  
Las Vegas, Nevada 89169

- 1     • ALAN R SMITH mail@asmithlaw.com, tusk@asmithlaw.com; marsh@asmithlaw.com;  
2                         darby@asmithlaw.com  
3     • DAVID A. STEPHENS dstephens@lvcm.com  
4     • PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com  
5     • JEFFREY R. SYLVESTER jeff@sylvesterpolednak.com, David@sylvesterpolednak.com  
6     • CARYN S. TIJSSELING ctijsseling@beckleylaw.com, jblair@beckleylaw.com  
7     • AMY N. TIRRE , lleverett@kkbrf.com  
8     • AMY N. TIRRE atirre@kkbrf.com, lleverett@kkbrf.com  
9     • U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov  
10    • GREGORY J. WALCH GWalch@Nevadafirm.com  
11    • RUSSELL S. WALKER rwalker@wklawpc.com, eloveridge@wklawpc.com;  
12                         lboynton@wklawpc.com; ckirk@wklawpc.com  
13    • WHITNEY B. WARNICK wbw@albrightstoddard.com, bstessel@albrightstoddard.com  
14    • WILLIAM J. WRAY wjw@oreillylawgroup.com,  
15                         rh@oreillylawgroup.com,bc@oreillylawgroup.com,lc@oreillylawgroup.com,ddh@oreillylawg  
16                         roup.com,mr@oreillylawgroup.com  
17    • JOAN C WRIGHT jwright@allisonmackenzie.com, jbrooks@allisonmackenzie.com  
18    • MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com  
19    • ANTHONY A. ZMAILA azmaila@nevadafirm.com, bkecf@nevadafirm.com;  
20                         mbarnes@nevadafirm.com,paltstatt@nevadafirm.com

21  
22                         /s/ Cyndy Arnold  
23                         Employee of Hale Lane Peek Dennison and Howard  
24  
25  
26  
27  
28